

IN RE: EMMA L COLON ZAYAS

Bkrtcy. No. 10-06848-ESL

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION

Petition Filing Date: Jul 30, 2010 Meeting Date: Sep 02, 2010 DC Track No. 3

Days from petition date: 34 Meeting Time: 8:00 AM

910 Days before Petition: 2/1/2008 ☐ Chapter 13 Plan Date: Jul 30, 2010 Dkt.# 2 ☐ Amended.

This is debtor(s) 1 Bankruptcy petition. Plan Base: \$12,450.00

This is the 1 Scheduled Meeting Confirmation Hearing Date: Sep 22, 2010 Time: 2:00 PM

Payment(s) ☐ Received or ☐ Evidence shown at meeting:

Ck/MO No.	Date	Amount	Total Paid In:
			\$150.00

I. Appearances: ☐ Telephone ☐ Video Conference

☒ Debtor Present ☒ ID & Soc. OK ☐ Debtor Absent

☐ Joint Debtor Present ☐ ID & Soc. OK ☐ Joint Debtor Absent

Debtor(s) was/were ☒ Examined ☐ Not Examined under oath.

Attorney for Debtor(s) ☒ Present ☐ Not Present

☐ Substitute attorney: J. Prieto ☐ Pro-se.

☐ Creditor(s) present: ☒ None.

II. Attorneys Fees as per R 2016(b) Statement Attorney of record: JOSE PRIETO CARBALLO*

Total Agreed: \$2,999.00 Paid Pre-Petition: \$225.00 Outstanding: \$2,774.00
THROUGH THE PLAN

III. Trustee's will file Motion to Dismiss: ☐ For Failure to appear; ☐ For Failure to commence payments.

IV. Trustee's Report on Confirmation & Status of §341 Meeting

Debtor(s) Income is (are) ☐ Under ☒ Above Median Income. Liquidation Value: 1. TB.D.

Commitment Period is ☐ 36 ☒ 60 months. [§1325(b)(1)(B)] Gen. Unsecured Pool: 0

The Trustee ☐ RECOMMENDS ☒ OBJECTS Plan confirmation.

§341 Meeting ☐ CONTINUED ☐ NOT HELD ☒ CLOSED ☐ HELD OPEN FOR ___ DAYS

§341 Meeting Rescheduled for: _____

V. Trustee's OBJECTIONS to Confirmation: (2)

☐ FEASIBILITY [§1325(a)(6)] ☒ INSUFFICIENTLY FUNDED ☐ To pay §507 ☒ Fails Creditor's Best Interest Test §1325(A)(4)

☐ FAILS DISPOSABLE INCOME REQUIREMENTS ☐ Failure to comply with Tax returns requirements. [§1308]

☐ Failure to comply with DSO requirements ☐ Plan not filed in Good Faith §1325(a)(3) ☐ Unfair Discrimination §1322(a)(3)

ADDITIONAL OBJECTIONS / COMMENTS:

① Property inherited Barrio Saltos Colis in Orocovis, valued must be provided. Mother lives 5 heirs including debtor.

② Liquidation value will arise plan will be insufficient

/s/ José R. Carrión
Trustee

Presiding Officer

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Date: Sep 02, 2010

③ Submit tax return 2006-2009 (showed @ 341)